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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

GERARDO ACEVES, THOMAS FAN,
EDWIN MARTINEZ, TIFFANY SMOOT,
EDOUARD CORDI, and BRETT MAGGARD,
Individually, and on Behalf of All Others
Similarly Situated,

Plaintiffs,

v.

COINBASE GLOBAL, INC., COINBASE,
INC., COINBASE ASSET MANAGEMENT,
LLC, and BRIAN ARMSTRONG,

Defendants.

Case No.: 3:24-cv-02663-MMC

CLASS ACTION

**ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED AND
[PROPOSED] ORDER RELATING
CASES [Civil L.R. 3-12 and 7-11]**

Honorable Maxine M. Chesney

Pursuant to Civil Local Rule 3-12 and 7-11, Defendants hereby respectfully move the Court to consider whether this Matter and *Carter v. Coinbase Global Inc., et al.*, No. 3:24-cv-03350-CRB (the “*Carter Action*”) are related actions. In order of filing date, the matters submitted for determination under Civil Local Rule 3-12 include *Aceves v. Coinbase Global, Inc., et al.*, No.: 3:24-cv-02663-MMC (filed May 3, 2024) and *Carter v. Coinbase Global Inc., et al.*, No. 3:24-cv-03350-CRB (filed June 4, 2024).

“An action is related to another when: (1) The actions concern substantially the same parties, property, transaction, or event; and (2) It appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges.” Civil L. R. 3-12(a). Here, both Actions bring the same claims on behalf of the same proposed class against the same defendants. Each complaint contains substantially similar allegations. Indeed, counsel in the *Carter Action* identified that case as related to the *Aceves Action* in the civil cover sheet filed with the *Carter* complaint. (*See Carter* ECF No. 1.1.) Given that substantially similar parties, claims, and events are involved in each of the Actions, conducting these cases before different judges in this District would likely result in an unduly burdensome duplication of labor and expense for the parties involved in each action, as well as the Court, and could also create the potential for conflicting results. Accordingly, relating the Actions will serve the interests of judicial economy and avoid the potential for conflicting results, consistent with Civil Local Rule 3-12.

In furtherance of this motion, and in compliance with Civil Local Rule 7-11, plaintiffs in both Actions have stipulated that the Actions should be deemed related. *See* Exhibit 1. For all the foregoing reasons, Defendants respectfully request that this Court enter an order relating the *Carter Action* with the *Aceves Action*, which was the first filed in this District.

1 DATED: July 9, 2024

2
3 Respectfully submitted,

4 **SKADDEN, ARPS, SLATE, MEAGHER & FLOM**
5 **LLP**

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[PROPOSED] ORDER DEEMING CASES RELATED

Pursuant to Civil Local Rule 3-12, Defendants Coinbase Global, Inc., Coinbase, Inc., Coinbase Asset Management, LLC, and Brian Armstrong filed an Administrative Motion to consider whether *Aceves v. Coinbase Global, Inc., et al.*, No. 3:24-cv-02663-MMC should be related to *Carter v. Coinbase Global Inc., et al.*, No. 3:24-cv-03350-CRB.

Good cause having been shown, IT IS HEREBY ORDERED that *Carter v. Coinbase Global Inc., et al.*, No. 3:24-cv-03350-CRB is related to this action.

Date: _____, 2024

HONORABLE MAXINE M. CHESNEY

UNITED STATES DISTRICT JUDGE